

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Trustees of the ILWU-PMA Pension Plan,

No. CV08-03136 JSW

Plaintiff,

**ORDER SCHEDULING TRIAL AND
PRETRIAL MATTERS**

v.

Peters,

Defendant.

Following the Case Management Conference, IT IS HEREBY ORDERED that the Case Management Statement is adopted, except as expressly modified by this Order. It is further ORDERED that:

A. DATES

Bench Trial Date: 8/24/2009, at 8:30 a.m.,

Pretrial Conference: Monday, 8/3/2009, at 2:00 p.m.

Last Day to Hear Dispositive Motions: Friday, 5/22/2009, 9:00 a.m.

Last Day for Expert Discovery: 4/22/2009

Last Day for Expert Disclosure: 4/7/2009

Close of Non-expert Discovery: 3/23/2009

Further Case Management Conference: 4/24/2009, 1:30 p.m.

Joint Supplemental Case Management Statement due: 4/17/2009

B. DISCOVERY

The parties are reminded that a failure voluntarily to disclose information pursuant to Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of

1 non-expert discovery, lead counsel for each party shall serve and file a certification that all
2 supplementation has been completed.

3 **C. ALTERNATIVE DISPUTE RESOLUTION**

4 This matter is referred for an Early Neutral Evaluation to be conducted by January 30,
5 2009, if possible. The parties shall promptly notify the Court whether the case is resolved at the
6 Early Neutral Evaluation.

7 **D. PROCEDURE FOR AMENDING THIS ORDER**

8 No provision of this order may be changed except by written order of this court upon its
9 own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b)
10 without a showing of very good cause. If the modification sought is an extension of a deadline
11 contained herein, the motion must be brought before expiration of that deadline. The parties
12 may not modify the pretrial schedule by stipulation. A conflict with a court date set after the
13 date of this order does not constitute good cause. The parties are advised that if they stipulate to
14 a change in the discovery schedule, they do so at their own risk. The only discovery schedule
15 that the Court will enforce is the one set in this order. Additionally, briefing schedules that are
16 specifically set by the court may not be altered by stipulation; rather the parties must obtain
17 leave of Court.

18 **IT IS SO ORDERED.**

19 Dated: October 14, 2008

20 
21 _____
22 JEFFREY S. WHITE
23 UNITED STATES DISTRICT JUDGE
24
25
26
27
28